

OFFICIAL**FAX TRANSMISSION****RECEIVED**
CENTRAL FAX CENTER**DATE:** August 19, 2004

AUG 19 2004

PTO IDENTIFIER: Application Number 09/936,454
Patent Number**Inventor:** Nilgun E. Tumer et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (703) 872-9306**FROM:** LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
Shawn P. Foley**PHONE:** (908) 518-6346**Attorney Dkt. #:** OCIRS 3.3-073**PAGES (Including Cover Sheet):** 6**CONTENTS:** Amendment Under 37 C.F.R. § 1.312 (3 pages)
Copy of Decision Dismissing Petitions Under 37 C.F.R. § 1.78(a)(3) and Under 37 C.F.R.
§ 1.78(a)(6) (2 pages).

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (908) 518-6346 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
600 South Avenue West, Westfield, New Jersey 07090
Telephone: (908) 654-5000 Facsimile: (908) 654-7866

RECEIVED
CENTRAL FAX CENTER

AUG 19 2004

OFFICIAL

I hereby certify that this correspondence is being facsimile transmitted to the
Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown
below.

Dated: August 19, 2004

Signature: Shawn P. Foley

(Shawn P. Foley)

Docket No.: OCIRS 3.3-073
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tumer et al.

Application No.: 09/936,454

Confirmation No.: 4316

Filed: September 13, 2001

Art Unit: 1638

For: A METHOD FOR SELECTING
TRANSFORMED PLANT CELLS USING
ETHIONINE AND CYSTATHIONINE
GAMMA SYNTHASE AS THE
SELECTION AGENT AND MARKER
GENE

Examiner: C. E. Collins

AMENDMENT UNDER 37 CFR §1.312

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the following amendments and
remarks.